

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

JOSE VEGA,

Defendant.

**Case No. 03-CR-118
USCA 04-1803**

DECISION AND ORDER

The above-captioned case has been remanded by the Seventh Circuit Court of Appeals to this Court with directions to act according to the guidance outlined in the case of *United States v. Paladino*, 401 F.3d 471, 7th Cir. (Ill), Feb. 25, 2005.

The Court pursuant to *Paladino* requested briefing on the issue of whether the Court should or would if required to resentence the defendant, impose the original sentence or a different one.

The Court has read the submissions and finds that a full remand is necessary to determine whether a different sentence would be imposed.

Therefore it is hereby requested that the Seventh Circuit Court of Appeals order a full remand for resentencing purposes.

Dated at Milwaukee, Wisconsin, this 20th day of June, 2005.

SO ORDERED,

s/ Rudolph T. Randa
HON. RUDOLPH T. RANDA
Chief Judge